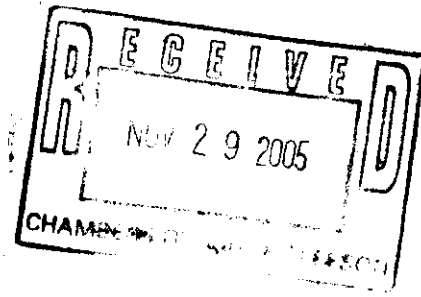


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**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NEW YORK**

DEBORAH DONOGHUE,

Plaintiff,

**CV-05 4059 (Gleeson, J.)
(Boyle, M.J.)**

- against -

TREND MINING CO.,

Defendant.

NOTICE OF DISMISSAL WITH PREJUDICE

NOTICE IS HEREBY GIVEN that this action is dismissed with prejudice pursuant to Rule 41(a)(1)(i) of the Federal Rules Of Civil Procedure.

ISSUE has not been joined.

Dated: Southampton, New York
November 15, 2005

Yours, etc.


David Lopez, Esq. (DL-6779)

SO ORDERED:

s/John Gleeson
John Gleeson, U.S.D.J.
Central Islip, New York
November 15, 2005

11-29-05